

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES OF AMERICA** : **Criminal No. 04-\_\_\_\_\_**

**v.** : **Date Filed: April \_\_\_, 2004**

**OSVALDO REYES** : **Violations:**

: **21 U.S.C. § 841(a)(1) (possession with**

: **intent to distribute cocaine - one count)**

: **21 U.S.C. § 841(a)(1) (possession with intent**

: **to distribute heroin - one count)**

: **21 U.S.C. § 841(a)(1) (possession with intent**

: **to distribute other controlled substances -**

: **one count)**

: **21 U.S.C. § 860(a) (possession with intent to**

: **distribute controlled substances within**

: **1000 feet of a school - one count)**

: **18 U.S.C. § 924(c) (possession of a firearm**

: **in furtherance of a drug trafficking**

: **crime - one count)**

: **21 U.S.C. § 844(a) (possession of marijuana**

: **- one count)**

: **18 U.S.C. § 471 (making counterfeit United**

: **States currency - one count)**

: **18 U.S.C. § 472 (possessing counterfeit**

: **United States currency - one count)**

: **18 U.S.C. § 473 (dealing in counterfeit United**

: **States currency - one count)**

: **Notice of forfeiture**

**INDICTMENT**

**COUNT ONE**

THE GRAND JURY CHARGES THAT:

On or about February 24, 2004, at Philadelphia, in the Eastern District of  
Pennsylvania, defendant

**OSVALDO REYES**

knowingly and intentionally possessed with intent to distribute a mixture or substance containing  
a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 24, 2004, at Philadelphia, in the Eastern District of  
Pennsylvania, defendant

**OSVALDO REYES**

knowingly and intentionally possessed with intent to distribute a mixture or substance containing  
a detectable amount of heroin, a Schedule II controlled substance.

\_\_\_\_\_In violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(C).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 24, 2004, at Philadelphia, in the Eastern District of  
Pennsylvania, defendant

**OSVALDO REYES**

knowingly and intentionally possessed with intent to distribute four (4)

Oxycodone/Acetaminophen tablets, a Schedule II controlled substance, and forty-five (45)

Alprazolam tablets (37 of GG 258; 8 of Xanax 1.0), a Schedule IV controlled substance.

\_\_\_\_\_ In violation of Title 21, United States Code, Section 841(a)(1) and 841(b)(1)(C).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 24, 2004, at Philadelphia, in the Eastern District of  
Pennsylvania, defendant

**OSVALDO REYES**

knowingly and intentionally possessed with intent to distribute controlled substances within  
1000 feet of the real property comprising the Alexander McClure School, a public elementary  
school, located at 600 W. Hunting Park Avenue, Philadelphia, in violation of Title 21, United  
States Code, Sections 841(a)(1) and 841(b)(1)(C).

\_\_\_\_\_ In violation of Title 21, United States Code, Section 860(a).

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 24, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

**OSVALDO REYES**

knowingly possessed two firearms, that is, a 9 mm Taurus, serial number TSD49042, loaded with fifteen live rounds of ammunition, and a 12 gauge Mossberg shotgun, serial number K999307, loaded with six live rounds of ammunition, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute cocaine, heroin and other controlled substances, in violation of Title 21, United States Code, Section 841(a)(1), and possession with intent to distribute controlled substances within 1000 feet of an elementary school, in violation of Title 21 United States Code, Section 860(a).

In violation of Title 18, United States Code, Section 924(c)(1).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 24, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

**OSVALDO REYES**

knowingly and intentionally possessed marijuana, a Schedule I controlled substance.

\_\_\_\_\_In violation of Title 21, United States Code, Section 844(a).

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

From in or around June 2003 to on or about February 24, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

**OSVALDO REYES,**

with intent to defraud, falsely made, forged and counterfeited obligations and securities of the United States, that is, approximately \$20,000.00, in counterfeit United States federal reserve notes.

In violation of Title 18, United States Code, Section 471.



COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 24, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

**OSVALDO REYES,**

with intent to defraud, knowingly passed, uttered, published, and sold, attempted to do so, or kept in possession, any falsely made, forged, counterfeited and altered obligations or securities of the United States, that is, approximately \$11,880.00 in counterfeit United States federal reserve notes.

In violation of Title 18, United States Code, Section 472.

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

From in or around June 2003 to on or about February 24, 2004, at Philadelphia, in the Eastern District of Pennsylvania, defendant

**OSVALDO REYES**

did knowingly sell counterfeit federal reserve notes, that is, approximately \$3000.00 of counterfeit federal reserve notes, with the intent that the same be passed, published, and use as true and genuine.

In violation of Title 18, United States Code, Section 473.

## NOTICE OF FORFEITURE

1. As a result of the violations of Title 18, United States Code, Section 471 as set forth in this Indictment, defendant

### **OSVALDO REYES**

shall forfeit to the United States of America any property facilitating violations of, or constituting or derived from proceeds obtained directly or indirectly as the result of violations of, Title 18, United States Code, Section 471, as charged in this Indictment, including, but not limited to:

- (a) a Hewitt Packard PSC 210 serial no. MY33SF62HQ printer, scanner, and copier machine; and
- (b) the sum of \$900.

All pursuant to Title 18, United States Code, Section 982(a)(2)(B).\_

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 982(b)(1), incorporating 21 U.S.C. § 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

\_\_\_\_\_

\_\_\_\_\_A TRUE BILL:

\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_GRAND JURY FOREPERSON

\_\_\_\_\_  
PATRICK L. MEEHAN  
UNITED STATES ATTORNEY\_\_\_\_\_